

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
John D. POLK	)	Group Art Unit: 3694
	)	
Application No.: 10/043,493	)	Examiner: Mary D.Z.W. Cheung
	)	
Filed: January 14, 2002	)	Confirmation No.: 9208
	)	
For: APPARATUS AND METHODS	)	
FOR PROVIDING A PAYMENT	)	
SYSTEM OVER A NETWORK	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. § 1.56, and as required by M.P.E.P. § 2001.06(c), Applicant previously notified the Office of a litigation involving U.S. Patent Nos. 5,946,669, 6,119,107, 6,567,821, 7,225,155, and 7,072,909. The inventor of the above-referenced invention is also listed as an inventor on the patents involved in the litigation. Although the present application is not directly related to the above-listed patents, Applicant provided notice because the present application shares a common inventor with the above-listed patents.

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the listed documents on the attached PTO SB/08 Form. This Information Disclosure Statement is being filed together with a Request for Continued Examination in the above-referenced application.

Copies of the listed non-patent literature documents are attached.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If the Examiner applies one or more of the documents as prior art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: February 3, 2010

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